

Article 2. The Manifest**§66262.20. General Requirements.**

(a) A generator, except those generators identified in subsection (a)(1), who transports, or offers for transportation, hazardous waste for off-site transfer, treatment, storage, or disposal shall prepare a Manifest, DTSC Form 8022A (4/97), and if necessary, the EPA continuation Form 8700-22A, according to the instructions included in the Appendix to chapter 12 of this division before the waste is transported off-site. All manifest requests should be submitted to the following agency:

Department of General Services
Documents and Publications
P.O. Box 1015
North Highlands, CA 95660

For further information with regard to manifest ordering and associated fees, contact the Department of General Services' Customer Service Office at (916) 928-4630.

(1) A generator who qualifies as a contributing school, as defined in section 67450.41(a)(3) of chapter 45, is not subject to the provisions of this article for transportation of hazardous wastes to a K-12 schools hazardous waste collection, consolidation, and accumulation facility (SHWCCAF) in accordance with article 5 of chapter 45 as long as the generator also maintains compliance with the provisions of article 5 of chapter 45 (commencing with section 67450.40) that are applicable to contributing schools.

(b) A generator shall designate on the manifest one facility which is permitted to handle the waste described on the manifest.

(c) A generator may also designate on the manifest one alternate facility which is permitted to handle the waste in the event an emergency prevents delivery of the waste to the primary designated facility.

(d) If the transporter is unable to deliver the hazardous waste to the designated facility or the alternate facility, the generator shall either designate another facility or instruct the transporter to return the waste.

NOTE: Authority cited: Sections 208, 25150, 25150.6, 25159 and 25161, Health and Safety Code. Reference: Sections 25150.6, 25159, 25159.5, 25160 and 25200, Health and Safety Code; 40 CFR Section 262.60.

HISTORY

1. New section filed 5-24-91; effective 7-1-91 (Register 91, No. 22).
2. Change without regulatory effect amending subsection (a) filed 8-27-98 pursuant to section 100, title 1, California Code of Regulations (Register 98, No. 35).
3. Amendment of subsection (a), new subsection (a)(1) and amendment of Note filed 1-30-2002; operative 1-30-2002 pursuant to Government Code section 11343.4 (Register 2002, No. 5).

§66262.21. Acquisition of Manifests.

(a) If the state to which the shipment is manifested (consignment state) supplies the manifest and requires its use, then the generator shall use that manifest.

(b) If the consignment state does not supply the manifest, the generator shall use the California Uniform Hazardous Waste manifest, EPA 8700-22/DTSC 8022A (4/97).

NOTE: Authority cited: Sections 208, 25150, 25159 and 25161, Health and Safety Code. Reference: Sections 25159, 25159.5 and 25160, Health and Safety Code; 40 CFR Section 262.21.

HISTORY

1. New section filed 5-24-91; effective 7-1-91 (Register 91, No. 22).
2. Change without regulatory effect amending subsection (b) filed 8-27-98 pursuant to section 100, title 1, California Code of Regulations (Register 98, No. 35).

§66262.22. Number of Copies.

The manifest consists of at least six copies which will provide the generator with two copies, the transporter with one copy, the owner or operator of the designated facility with one copy and the Department with two copies.

NOTE: Authority cited: Sections 208, 25150, 25159 and 25161, Health and Safety Code. Reference: Sections 25159, 25159.5 and 25160, Health and Safety Code; 40 CFR Section 262.22.

HISTORY

1. New section filed 5-28-91; operative 7-1-91 (Register 91, No. 22).

§66262.23. Use of the Manifest.

(a) The generator of any hazardous or extremely hazardous waste to be transported off-site shall:

- (1) complete the generator and waste section and sign the manifest certification according to the instructions in the Appendix to this chapter; and
- (2) obtain the handwritten signature of the initial transporter and date of acceptance on the manifest; and
- (3) retain two copies, in accordance with section 66262.40(a); and
- (4) within 30 days of each shipment of hazardous waste submit to the Department a legible copy of each manifest used.

(b) The generator shall give the transporter the remaining copies of the manifest.

(c) For shipments of hazardous waste within the United States solely by water (bulk shipments only), the generator shall send three copies of the manifest dated and signed in accordance with this section to the owner or operator of the designated facility or the last water (bulk shipment) transporter to handle the waste in the United States if exported by water. Copies of the manifest are not required for each transporter.

(d) For rail shipments of hazardous waste within the United States which originate at the site of generation, the generator shall send at least three copies of the manifest dated and signed in accordance with this section to:

- (1) the next non-rail transporter, if any; or
- (2) the designated facility if transported solely by rail; or
- (3) the last rail transporter to handle the waste in the United States if exported by rail.

(e) For shipments of hazardous waste to a designated facility in an authorized State which has not yet obtained authorization to regulate that particular waste as hazardous, the generator must assure that the designated facility agrees to sign and return the manifest to the generator, and that any out-of-state transporter signs and forwards the manifest to the designated facility.

NOTE: Authority cited: Sections 25150, 25159 and 25161, Health and Safety Code; Section 58012 of the Governor's Reorganization Plan No. 1 of 1991. Reference: Sections 25159, 25159.5 and 25160, Health and Safety Code; 40 CFR Section 262.23.

HISTORY

1. New section filed 5-24-91; effective 7-1-91 (Register 91, No. 22).
2. Change without regulatory effect adding new subsection (e) and amending Note filed pursuant to section 100, title 1, California Code of Regulations (Register 92, No. 18).